Public Works (1902) Department.

G.O., No. 943 I.

DATED 13th August 1902

[Despatch Abstract.]

Bridge across the Periyar Main Channel near Thathampatti village, Madura Dt.

Endorsement of the S.E. VI Circle reporting that no further contribution can be demanded from the ryots of Thathampatti village for constructing a ———, recorded.

DE

[P. W. 25. 6,400—12-8-01.]

Indexed 16/8

S.E.M. 10/8/2

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

3,000—21-1-01.

Public Works (1902) Department.

CURRENT No. ~~109. M.D.~~ 7887

From

[Name] F. J. Wilson Esquire

[Designation] Offg. Supg. Engineer, 6th circle

[Station] Tinnevelly.

No. 1044 M.D.

Dated 22nd July 1902

Enclosures {Plans / Others 1} Total 1

Spare copies

Received ~~25. 7.~~ 1902. 6 8 02

Registered ~~25. 7.~~ 1902.

SUBJECT.

Bridge across the Periyar main channel near Thathampatty village Madura District – Forwarding for orders. copy of letter from the Collector of Madura stating that no further contribution can be demanded from the ryots of Thathampatty village for constructing a — for reasons given.

BACK PAPERS.

Order No. 943 I. dt 13th August 1902

Recorded with reference to G.O. No. 211. I. d/ 6 March 1901

Issue

To, The Chief Engr for Irrig.

" Supg. 6th circle

" Examiner P. W. Accounts

FURTHER PAPERS.

3 AUG 1902

To

The Chief Engineer / Secretary to Government, Public Works Department.

Sir,

The deposition given by the ryots of Thathampatty Village, Madura Taluq, before the Tahsildar of Madura on the 19 October 1895.

When a suit in O. S. No. 455 of 1893 was filed in the District Munsif Court of Tirumangalam to prevent the con-struction of a Periyar channel over the path which runs from their Village to Mirethan and other tanks without con-structing a bridge over the channel in question, it was decreed that men & cattle can pass over the superpassage constructed where the Athanodai crosses the channel and at a distance of one furlong to the west of the path in question and that the path should not be converted into a channel until the formation of a road from Thathampatti to the said superpassage and another road to the path in question along the bank of the channel from the south of the superpassage. As a large volume of water would flow over the superpassage, it will not be possible for men & cattle and carts to pass through it. Hence it

is necessary to construct a bridge over the Periyar channel where it intersects the present path. If the cost of the formation of the road according to the decree and value of the lands proposed to be acquired for the road are paid to us by Government, we shall pay the estimated cost of the construction of the bridge. We request that the work of constructing the bridge according to the proposed estimate may be given on contract to any one of us. As we are informed that the Collector will be moved to accept these terms, we have no objection to the excavation of a channel across the existing path.

(True copy)

Sd/- V. Parthasaradhy
For Collector

Madura Collector's office }
Dt. 11 July 1902 }

(True copy)

[signature]
22/7/02
Offg. Supdg Engineer, VI Circle

CHIEF ENGINEER
FOR IRRIGATION.
25 JUL. 1902
No. 109 md

From A. G. Cardew Esquire, M.A., I.C.S., Collector of Madura to the Superintending Engineer, 1st Cir. R.Dis. No. $\frac{786}{Rev}$ of 02 d/11 July 1902: —

In reply to your letter No. 1125 M.D. dated 25. 9. 00, I have the honor to forward herewith a copy of the deposition taken from the ryots of Thathampatti Village, on the 19 October 1895. This deposition shows that what the ryots undertook to pay was the estimated cost of the construction of the bridge and it goes on to request that the work of constructing the bridge according to the proposed estimate might be allotted to them. It is impossible to avoid the conclusion that, when this deposition was given, the estimated cost was known & was communicated to the persons concerned and their undertaking was therefore limited to the cost so estimated. In these circumstances I consider that no legal liability for excess over the estimated cost can be imposed on the ryots and as they refuse

to

to pay the excess, I am of opinion that they cannot be enforced to do so.

CHIEF ENGINEER
FOR IRRIGATION.
25 JUL. 1902
No. 109 MD

No. 1044 MD D/22d July 1902
D/24

Copy, with copy of the enclosure, is submitted to the Chief Engineer for Irrigation for orders in continuation of this office No. 128 Ind. D/11 February 1901 and with reference to G.O. No. 211 I. D/6 March 1901.

E.W. 1

J. H. Wilson
22/7/02
Offg. Supdg Engineer
VI Circle

C. 109 M. D/02

D.E.D.

An estimate amounting to Rs 1,540 was sanctioned in G.O. No. 872 D d 24.10.1896 for constructing a bridge across the Periyar main channel near Thathampatty village. The construction of the bridge being partly for the convenience of the ryots holding lands south of the channel, an amount of Rs 560 was contributed by them. In G.O. No. 211 D d 6.3.01 a revised estimate amounting to Rs 2070 was sanctioned for the same owing to alterations made in the original design, and the SE VI addressed the Collector of Madura to take steps for recovering the contribution due from the ryots on the excess over the original estimate. The SE now submits copy of a letter from the Collector in which that officer states that from the deposition given by the ryots before the Tahsildar in October 1895, it is evident that they undertook to pay only the estimated cost of the construction of the bridge and considers that no legal liability can be imposed upon them for any excess over the original estimate.

Flag M

Flag H

Flag B

For orders if this may be recorded with reference to G.O. No. 211 D d 6.3.01.

E.D. for orders.

A.D.M.
30/7/02

There can be no doubt that the ryots' contention is correct - they cannot be made to pay for excess on estimates in cases like the present one - Cent

[illegible]

No. 4 (b)—500—22-1-02.

[illegible] 30/7/02

JCB